

**Court of Appeals, Division One**  
**Special Action**

**1 CA-SA 15-0296**

**VANDERHYE v. HON LEMAIRE/EAST VALLEY**

**Appellate Case Information**

Case Filed: 25-Nov-2015  
Case Closed:

**Dept/Composition**

Consolidated with: 1 CA-CV 15-0823

**Side 1. ROBERT A. VANDERHYE, Petitioner**

**(Litigant Group) ROBERT A. VANDERHYE**

- Robert A Vanderhye

**Attorney for: Petitioner**

Taylor C Young, Esq. (AZ Bar No. 20743)

**Side 2. THE HONORABLE KERSTIN G. LEMAIRE, Commissioner of the SUPERIOR COURT OF THE STATE OF ARIZONA, in and for the County of MARICOPA,**

**Respondent Commissioner,**

**EAST VALLEY FIDUCIARY SERVICES, INC.,**

**Real Party in Interest., Respondent**

**(Litigant Group) HON KERSTIN G. LEMAIRE**

- Hon. Kerstin G LeMaire, Respondent Judge

**(Litigant Group) EAST VALLEY FIDUCIARY SERVICES, INC.**

- East Valley Fiduciary Services Inc, Real Party in Interest

**Attorneys for: Real Party in Interest**

Bradley S Braun, Esq. (AZ Bar No. 14739)

Jason M Ray, Esq. (AZ Bar No. 26349)

Gregory M Kruzell, Esq. (AZ Bar No. 12032)

PREDECESSOR CASE (S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	PB2014-051600			Kerstin G LeMaire, Authoring Judge of Order		

**20 PROCEEDING ENTRIES**

1.	25-Nov-2015	FILED: Petition for Special Action; Certificate of Compliance; Certificate of Service (Petitioner)				
2.	25-Nov-2015	FILED: Appendix to Petition Special Action (Petitioner)				
3.	27-Nov-2015	FILED: Order Setting Dates/petition set for am of 12/29/15 by Dept B, Judges Johnsen, Cattani, Gemmill (conference vacated per order filed on 12/7/15 - rsl)				
4.	1-Dec-2015	RECEIPT No.: 2015-01664 ; \$280.00, Authorization: 34020976263, Applied to: VANDERHYE - Class A Filing Fee (\$280.00) Paid for: Mandel Young PLC - By Integrated Resource Systems IN				
5.	3-Dec-2015	FILED: Notice of Objection to Petition for Special Action and Motion for Procedural Order to Extend Timeline for Objection to Petition for Special Action; Certificate of Service (Real Party in Interest)				
6.	7-Dec-2015	RECEIPT No.: 2015-01682 ; \$140.00, Authorization: #41005112693, Applied to: EAST VALLEY FIDUCIARY SERVICES, INC. - Class B Filing Fee (\$140.00) Paid for: Braun Siler Kruzell PC - By Integrated Resource Systems IN				
7.	7-Dec-2015	ORDERED: Notice of Objection to Petition for Special Action and Motion for Procedural Order to Extend Timeline for Objection to Petition for Special Action (Real Party in Interest) = GRANTED. Due date EXTENDED from Monday, 12-07-2015 to Monday, 01-04-2016. FURTHER ORDERED: vacating conference set for 12/29/15. Hon Diane M Johnsen - Author				
8.	4-Jan-2016	FILED: Response to Petition for Special Action; Certificate of Compliance; Certificate of Service; Appendix to Response to Petition for Special Action (Real Party in Interest)				
9.	11-Jan-2016	FILED: Reply In Support of Petition for Special Action; Certificate of Service; Certificate of Compliance (Appellant)				

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10. 26-Jan-2016 ORDERED: accepting special action jurisdiction in part of case number 1 CA-SA 15-0296 to consider Petitioner's challenge to civil contempt order and fiduciary arrest warrant. In light of pending appeal in 1 CA-CV 15-0823, court declines to accept special action jurisdiction of Petitioner's challenge to final judgment. FURTHER ORDERED: On court's own motion, consolidating this special action 1 CA-SA 15-0296, with civil appeal 1 CA-CV 15-0823. Case no 1 CA-CV 15-0823 is designated primary number and above caption shall be used on all future documents filed in this case. Briefing schedule in newly consolidated matter shall remain as previously ordered in 1 CA-CV 15-0823. Appellee's filing fee remains due and payable by 2/1/16. Hon Diane M Johnsen - Author
11. 18-Feb-2016 FILED: Procedural Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
12. 22-Feb-2016 ORDERED: Procedural Motion for Extension of Time to File Opening Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 02-22-2016 to Wednesday, 03-23-2016. Barbara Vidal Vaught ProTem Judge - Author
13. 23-Mar-2016 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
14. 18-Apr-2016 FILED: Motion for Procedural Order to Extend Timeline for Answering Brief; Certificate of Service (Real Party in Interest/Appellee)
15. 20-Apr-2016 ORDERED: Motion for Procedural Order to Extend Timeline for Answering Brief (Appellee/Real Party in Interest) = GRANTED. Due date EXTENDED from Monday, 05-09-2016 to Tuesday, 05-31-2016. Melina Brill ProTem Judge - Author
16. 14-Jun-2016 FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
17. 5-Jul-2016 ORDERED: Extending the time for filing the Reply Brief to/including 8/1/16. Melina Brill ProTem Judge - Author
18. 1-Aug-2016 FILED: Reply Brief; Certificate of Compliance; Certificate of Service (Appellant)
19. 1-Sep-2016 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
20. 12-Sep-2016 FILED: Additional Record on Appeal:  
Exhibits: HD 11/25/14 - LIST # 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35  
36 37 in a Manila Envelope; HD 2/10/15 - LIST # 1 2 3 4 in a Manila Envelope